ATTN: MAIL STOP AMENDMENT PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Jensen, Wayne A. Lappin, Michael R. Rosen, David K. Andrews, Janet S.

Re the Application of:

Serial No.: 10/670,695

Filed: September 25, 2003

Atty. File No.: DI-9-1

For:

"USE OF RECOMBINANT ANTIGENS

TO DETERMINE THE IMMUNE STATUS

OF AN ANIMAL"

Group Art Unit:

Examiner:

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE AND THE DOCUMENTS REFERRED TO AS ATTACHED THEREIN ARE BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, ADDRESSED TO MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, THIS 9TH DAY OF SEPTEMBER 2005.

HESKA CORPORAT

Susan A. Gordon

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to Applicants' duty of disclosure under 37 CFR § 1.56, Applicants hereby submit this Supplemental Information Disclosure Statement with a copy of the document identified on the enclosed Form PTO-1449, although Applicants do not admit that such document is considered to be material to patentability as defined in 37 CFR § 1.56(b). The document included in this Supplemental Information Disclosure Statement was referenced in a journal article cited in a communication from a foreign patent office in a counterpart foreign application on August 16, 2004. Applicants note the instant article itself was not cited by the foreign patent office and that Applicants have only become aware of the instant article within the last month. Therefore, Applicants believe no fees are due with this submission. However, in the event the Examiner believes a fee is due under 37 CFR 1.17(p), please debit Deposit Account No. 081930.

Dated: September 9, 2005

Richard J. Stern, Ph.D. Registration No. 50,668

Respectfully submitted,

Heska Corporation

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

STATEMENT BY APPLICANT INFORMATION DISCLOSURE ATTY. DOCKET NO. DI-9-1

SERIAL NO. 10/670,695

Wayne A. Jensen, Michael R. Lappin, David K. Rosen, and Janet S. Andrews

FILING DATE

September 25, 2003

GROUP 1648

TER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)

C40

Appel, et al., 1984, Archives of Virology, Vol. 82, pages 73-82

EXAMINER

DATE CONSIDERED

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.